

Driggers.	Montgomery.
Duffey.	Morgan
Dunn.	of Liberty.
Durham.	Morgan
Edwards.	of Robertson.
Faubion.	Pate.
Fields.	Perdue.
Finlay.	Pope.
Greer.	Quaid.
Hardin of Erath.	Rice.
Hardin	Robinson.
of Kaufman.	Rogers.
Harrington.	Rountree.
Henderson	Rowland.
of Marion.	Russell
Henderson	of Callahan.
of McLennan.	Russell of Trinity.
Hendricks.	Sackett.
Houston.	Sanford.
Howeth.	Shearer.
Hughes.	Shires.
Hull.	Simpson.
Irwin.	Smith.
Jacks.	Sparkman.
Jennings.	Stevens.
Jones.	Stewart
Lackey.	of Edwards.
Laird.	Stewart of Jasper.
Lamb.	Stewart of Reeves.
Lane.	Storey.
LeMaster.	Stroder.
LeStourgeon.	Sweet.
Loftin.	Thompson.
Looney.	Turner.
McBride.	Wallace.
McDaniel.	Westbrook.
McDonald.	Wessels.
McFarlane.	Williamson.
McNatt.	Wilson.
Martin.	Winfree.
Mathes.	Young.
Merriman.	

Absent.

Amsler.	Maxwell.
Arnold.	Melson.
Avis.	Miller.
Barker.	Moore.
Beasley.	Patman.
Carpenter	Patterson.
of Dallas.	Pinkston.
Carson.	Pool.
Coffee.	Potter.
Dinkle.	Price.
Dodd.	Purl.
Dunlap.	Quinn.
Frnka.	Satterwhite.
Fugler.	Stell.
Gipson.	Stiernberg.
Green.	Strickland.
Harris.	Teer.
Johnson.	Thrasher.
Kemble.	Vaughan.
Lewis.	Wells.
Lusk.	Wilmans.
McKean.	

Absent—Excused.

Merritt.

HOUSE BILL NO. 57 ON ENGROSSMENT.

Mr. Edwards moved to reconsider the vote by which House bill No. 57 was passed to engrossment.

The motion to reconsider prevailed.

On motion of Mr. Edwards, further consideration of the bill was postponed until 4:30 o'clock p. m. next Wednesday.

(Speaker in the chair.)

HOUSE BILL NO. 379 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 379, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the county of Brewster, State of Texas, for a period of five years from and after the passage of this act, and providing a penalty therefor, and declaring an emergency."

The bill was read second time and was passed to engrossment.

ADJOURNMENT.

Mr. Rogers moved that the House recess until 9 o'clock a. m. tomorrow.

Mr. Chitwood moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Henderson of McLennan moved that the House recess until 10 o'clock a. m. tomorrow.

Mr. Culp moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. Culp prevailed, and the House, accordingly at 5:25 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

TWENTIETH DAY.

(Thursday, February 1, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Avis.
Amsler.	Baker of Milam.
Arnold.	Baker of Orange.
Atkinson.	Baldwin.

Barker.	Loftin.
Barrett.	Looney.
Beasley.	McBride.
Bell.	McDaniel.
Bird.	McDonald.
Blount.	McFarlane.
Bobbitt.	McNatt.
Bonham.	Martin.
Brady.	Mathes.
Bryant.	Maxwell.
Burmeister.	Merriman.
Cable.	Merritt.
Carpenter	Miller.
of Dallas.	Montgomery.
Carson.	Moore.
Carter of Coke.	Morgan
Carter of Hays.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Collins.	Pate.
Covey.	Patman.
Cowen.	Patterson.
Crawford.	Perdue.
Culp.	Pinkston.
Davenport.	Pool.
Davis.	Pope.
DeBerry.	Potter.
Dodd.	Price.
Downs.	Purl.
Driggers.	Quaid.
Duffey.	Quinn.
Dunlap.	Rice.
Dunn.	Robinson.
Durham.	Rogers.
Edwards.	Rountree.
Faubion.	Rowland.
Fields.	Russell
Finlay.	of Callahan.
Frnka.	Russell of Trinity.
Fugler.	Sackett.
Gipson.	Sanford.
Greer.	Satterwhite.
Hardin of Erath.	Shearer.
Hardin	Shires.
of Kaufman.	Simpson.
Harrington.	Smith.
Harris.	Sparkman.
Henderson	Stevens.
of Marion.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart of Jasper.
Hendricks.	Stewart of Reeves.
Houston.	Storey.
Howeth.	Stroder.
Hughes.	Sweet.
Hull.	Thrasher.
Irwin.	Turner.
Jacks.	Vaughan.
Jennings.	Wallace.
Jones.	Wells.
Kemble.	Westbrook.
Lackey.	Wessels.
Laird.	Williamson.
Lamb.	Wilmans.
Lane.	Wilson.
LeMaster.	Winfree.
Lewis.	Young.

Absent.

Carpenter	Lusk.
of Matagorda.	Strickland.
Johnson.	

Absent—Excused.

Dielmann.	Melson.
Dinkle.	Stell.
Green.	Stiernberg.
LeSturgeon.	Teer.
McKean.	Thompson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. LeSturgeon and Mr. Dielmann, for today, on motion of Mr. Davenport.

Mr. Thompson, for today, on motion of Mr. Davis.

Mr. Robinson, for today, on motion of Mr. Morgan of Robertson.

Mr. Stell, for today, on motion of Mr. Stewart of Edwards.

Mr. Teer, for today, on motion of Mr. Faubion.

The following members were granted leaves of absence on account of sickness:

Mr. Melson, for today, on motion of Mr. Shearer.

Mr. Stiernberg, for today, on motion of Mr. McFarlane.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 106, to the Committee on Banks and Banking.

Senate bill No. 100, to the Committee on Banks and Banking.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Irwin, Mr. Carpenter of Dallas and Mr. Blount:

H. B. No. 398. A bill to be entitled "An Act to repeal Chapter 1, of Title 44, of the Revised Civil Statutes of the

State of Texas, 1911, and all amendments thereto, including Chapter 145, Acts of the Thirty-sixth Legislature, Regular Session, and Chapter 3, Acts of the First Called Session of the Thirty-seventh Legislature; providing the manner in which State funds shall be kept and deposited, defining the State Depository Board and its powers, and what banks may become State depositories, and the manner and means of selecting, and for the qualification of such State depositories; providing for the distribution of such State funds among such depositories, providing for the extension of time of payment of funds on deposit in State depositories during financial or industrial depression, and to provide the manner in which State funds shall be kept and deposited; to define the State Depository Board and its powers; creating the Texas Rate Making Board and defining its powers, and what banks may become State depositories and the manner and means of selecting, and for the qualification of such State depositories; providing for the distribution of such State funds among such depositories, providing for the extension of time of payment in general financial or industrial depressions; providing that the unconstitutionality of any part shall not affect the remaining parts of the act; repealing all laws in conflict, and declaring an emergency."

Referred to Committee on Banks and Banking.

By Mr. Bonham:

H. B. No. 399, A bill to be entitled "An Act to amend Article 1585, of Chapter 2, Title 32, of the Revised Civil Statutes of Texas of 1911, fixing the terms of Courts of Civil Appeals."

Referred to Judiciary Committee.

By Mr. Chitwood and Mr. Carpenter:

H. B. No. 400, A bill to be entitled "An Act providing for the establishment of a School of Textile and Industrial Engineering in the Agricultural and Mechanical College of Texas, charging the faculty of said college with the duty of providing short term, trade, and long term courses in textile and industrial engineering in said school, providing an appropriation of \$100,000 for the erection of a woolen mill and industrial engineering building, and the sum of \$25,000 for the purchase of machinery, furnishings, and other equipment, to be

paid out of the general revenues of the State, and declaring an emergency."

Referred to Committee on Commerce and Manufactures.

By Mr. Hughes:

H. B. No. 401, A bill to be entitled "An Act to amend Chapter 6, Title 32, of the Revised Statutes of Texas, 1911, by adding thereto Article 1609a, providing that when there is a defect in substance, form or parties in any petition for a writ of error pending before any of the appellate courts of this State, the writ of error shall not be dismissed because of such defects until after the plaintiff in error is given an opportunity to cure the same, and the appellate court shall grant the plaintiff in error not less than thirty days additional time after notice of such defects, in which to correct the same by amendment, or as the court may direct, and making the amendment apply to all writs of error pending before any of the appellate courts at the time of the passage of this act, repealing all laws in conflict herewith, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Bonham:

H. B. No. 402, A bill to be entitled "An Act to create a private game farm on the Island of St. Joseph, Aransas county, Texas; declaring certain game birds and animals obtained in Mexico and liberated on said island to be the private property of the owner of said island; providing that it shall not be unlawful for transportation companies to accept game for transportation that is propagated on St. Joseph Island, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Cowen and Mr. Burmeister:

H. B. No. 403, A bill to be entitled "An Act to amend Chapter 79, Acts of the Regular Session of the Thirty-first Legislature, prohibiting the unlawful use of badges, etc., by adding thereto Sections 1a, 1b, 1c and 1d, said amendment regulating the issuance, use and adoption by any person, association of persons, society, or organization, of the names, designations, styles, emblems, regalia, paraphernalia, jewels, names of officers, constitution and by-laws, or colorable imitations thereof, of any society, organization or corporation pre-

viously organized and using same within the State of Texas, and prescribing offenses and penalties therefor, and providing for injunction relief; and providing penalty for the violation of this act, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. McFarlane:

H. B. No. 404, A bill to be entitled "An Act extending for a period of five years from the passage of this act, all permits to prospect for oil and gas heretofore issued; and providing that all permits hereafter issued shall be for a period of five years; and providing for the conditions of said permits on river beds and channels, fresh water lakes and islands therein and on University lands, asylum lands and public school land, surveyed or unsurveyed, which are unsold at the time this act goes into effect; provided that such permits are extended on the condition that the owner shall pay to the State annually, in advance, during the life of the permit, ten cents per acre and that the owner of the permit shall drill at the discretion of the Commissioner of the General Land Office such offset well or wells as may be necessary to protect the State's interest in the area included in the permit, and providing for an emergency."

Referred to Committee on Oil, Gas and Mining.

By Mr. McFarlane:

H. B. No. 405, A bill to be entitled "An Act to reduce the royalty on oil and gas produced in river beds and channels from one-eighth to one-sixteenth, and declaring an emergency."

Referred to Committee on Oil, Gas and Mining.

By Mr. McFarlane:

H. B. No. 406, A bill to be entitled "An Act to provide for the development of State permits and leases and portions of same on river beds and channels by providing for their development in connection with the mainland, providing for transferring to the State for the use of the available school fund, a portion of oil and gas or the value of same produced on the mainland adjacent to the river beds or channels, providing for the payment of royalties; for forfeiture, and declaring an emergency."

Referred to Committee on Oil, Gas and Mining.

By Mr. Rogers:

H. B. No. 407, A bill to be entitled "An Act providing for an official shorthand reporter for the County Court at Law No. 2, and County Court at Law of Harris county, Texas, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Purl, Mr. Irwin, Mr. Carpenter of Dallas, Mr. Collins and Mr. Looney:

H. B. No. 408, A bill to be entitled "An Act to provide for and require the teaching and study of the Constitution of the United States in the public schools of Texas."

Referred to Committee on Education.

By Mr. Russell:

H. B. No. 409, A bill to be entitled "An Act to provide additional compensation to official shorthand reporters of Texas in judicial districts composed of two or more counties, by allowing compensation for actual and necessary expenses when engaged in the discharge of their official duties in counties other than the county of their residence, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Burmeister:

H. B. No. 410, A bill to be entitled "An Act requiring the erection of adequate fire escapes on certain classes of three or more story buildings now or hereafter constructed in this State, and making it the duty of the owners of such buildings and the duty of all boards, commissions, boards of trustees of public schools, county commissioners courts, city councils, boards of city commissioners, and all officials having charge or supervision of public buildings within the provisions of this act and owned by this State or by any county, city, town or school district to provide such buildings with adequate fire escapes; defining the terms 'owner,' 'story' and 'adequate fire escape,' and fixing minimum specifications for adequate fire escapes and requiring the maintenance of exit and guide lights and signs to fire escapes and making it an offense to obstruct the free access to any fire escape; fixing the time within which such buildings shall be equipped with fire escapes and exempting from this act certain buildings already equipped with fire escapes meeting certain requirements; fixing penalties for violation of any provision of this act

by owners of buildings, and making it an offense for any person as agent to represent a non-resident owner of any building within the provisions of this act, who fails to comply with this act and fixing penalty therefor; providing that the State Fire Marshal shall have general supervision of the enforcement of this act and making it his duty and the duty of certain other officials to give notice of the provisions of this act and file complaints for violation of its provisions, and authorizing private persons to file such complaints, and making it the duty of county attorneys, and district attorneys under certain conditions, to prosecute such complaints; providing that the Attorney General and county and district attorneys may proceed by suit or injunction to enforce the provisions of this act, and permitting such suits to be prosecuted on the relation of said officials or of the State Fire Marshal or any inspector of the State Fire Commission, or the chief of any fire department or the fire marshal of any city or town, or of any private person, and authorizing district courts and judges thereof to issue mandatory injunctions and other writs to enforce the provisions of this act; providing that if any section, paragraph or provision of this act shall be held unconstitutional, that such holding shall not affect the remaining sections, paragraphs or provisions hereof; repealing Chapter 70, of the Acts of the Regular Session of the Thirtieth Legislature, passed and approved April 6, 1907, and Chapter 12, of the Acts of the Regular Session of the Thirty-fourth Legislature, passed and approved February 16, 1915, and Chapter 140, of the Acts of the Regular Session of the Thirty-fifth Legislature, passed and approved March 30, 1917, all relating to fire escapes, and also repealing Articles 861 to 867, inclusive, of the Penal Code of the Revised Criminal Statutes of 1911, and all laws and parts of laws in conflict with this act, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Henderson of McLennan:

H. B. No. 411, A bill to be entitled "An Act granting permission to Cleo Fletcher to bring suit against the State of Texas in the district court of McLennan county, Texas, or Coryell county, Texas, for personal injury claimed to be due said Cleo Fletcher for the loss of a

leg while in the Reformatory for Juveniles, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Moore and Mr. Dinkle:

H. B. No. 412, A bill to be entitled "An Act appropriating the total sum of twenty-six hundred and eighty-eight dollars (\$2688) to Carl L. Estes, former sergeant of Troop L, 5th Texas National Guard Regiment, for his care and provision, and as partial compensation for permanent physical disability incurred in line of military duty while in the service of the State of Texas at Camp Stanley, Texas, in October, 1918. Of said total appropriation, the sum of five hundred and twenty-eight dollars (\$528), being for a deficiency from the period of November 1, 1919, to November 30, 1921, and the sum of twenty-one hundred and sixty dollars (\$2160), being for the care, provision and partial compensation of said Carl L. Estes from December 1, 1921, to and including December 31, 1924."

Referred to Committee on Appropriations.

By Mr. Lane:

H. B. No. 413, A bill to be entitled "An Act to appropriate out of the general revenue, not heretofore appropriated, the sum of \$7500, or so much thereof as may be necessary for the remainder of the fiscal year ending August 31, 1923, and the further sum of \$10,000, or so much thereof as may be necessary, for the fiscal year ending August 31, 1924, to defray the expenses of the department of the State Health Officer of the State of Texas in intensive mosquito control work leading to the prevention and eradication of malaria and dengue fever and prevention of yellow fever in the State of Texas; also, authorizing the State Health Officer to accept donations from any sources to supplement such fund or funds, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Carpenter of Matagorda:

H. B. No. 414, A bill to be entitled "An Act to aid and relieve the City of Palacios, in Matagorda county, Texas, (which borders on the waters of the Gulf of Mexico) and the citizens and taxpayers thereof, from the devastating gulf storms and tidal waves of the Gulf of Mexico and shore and harbor

protection, and in maintaining the same, and in restoring, protecting and improving the harbor and bay shore front of the City of Palacios, in Matagorda county, Texas, so as to prevent future damage from such storms, and for the acquisition, by purchase, condemnation, or otherwise, of all lands necessary for said purpose, by donating to the city the ad valorem taxes to be collected by the State of Texas upon all property and from all persons owning property situated and located in the county commissioner' precincts Nos. 3 and 4 of said Matagorda county, including said City of Palacios, for a period of twenty years, and to authorize said city to issue bonds for the purposes mentioned, and to provide a penalty for misapplication of funds."

Referred to Committee on Revenue and Taxation.

By Mr. Burmeister:

H. B. No. 415. A bill to be entitled "An Act to create the Laparita Valley Independent School District out of a part of the Charlotte Independent School District, and a part of the Jourdanton Independent School District, in Atascosa county, Texas; defining the metes and bounds and providing for a board of trustees therefor; and defining their powers and duties; vesting it with all the rights and duties of districts incorporated for free school purposes under the general laws of the State of Texas; providing for the payment by the Laparita Valley Independent School District of the pro rata share of the bonded indebtedness of the Charlotte Independent School District, and of the Jourdanton Independent School District, respectively, and validating said obligations; providing for commissioners of estimate, and fix said pro rata share of said bonded indebtedness, and providing for the compensation of said commissioners; repealing all special laws insofar as they conflict herewith, and declaring an emergency."

Referred to Committee on School Districts.

By Mr. Hughes:

H. B. No. 416. A bill to be entitled "An Act to amend Article 2021, of Chapter 17, Title 37, of the Revised Civil Statutes of the State of Texas of 1911, relating to the granting of new trials for misconduct of juries, and providing that all motions for a new trial

based on misconduct of the jury shall be sworn to, and stipulate the several grounds relied on, and give the names of all persons guilty of misconduct, and further providing that the misconduct complained of shall have so influenced the jury that its verdict was other than that which it would have otherwise been, repealing all laws in conflict herewith, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Rogers:

H. B. No. 417. A bill to be entitled "An Act to authorize the commissioners court of the various counties of the State of Texas to employ one or more nurses for the purpose of assisting in the promotion of public health and visiting and inspecting the pupils of the public schools, and to appropriate public funds in payment thereof."

Referred to Committee on Public Health.

BILL ORDERED NOT PRINTED.

On motion of Mr. Morgan of Liberty, House bill No. 337 was ordered not printed.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Carpenter, Mr. Irwin, Mr. Sparkman, Mr. Burmeister, Mr. Durham, Mr. Patman and Mr. Jennings:

H. J. R. No. 17, Proposing an amendment to Section —, of Article 8, of the Constitution of the State of Texas, so as to provide the maximum amount of taxes that may be levied or assessed in this State against property used in the manufacture of cotton, woolen or worsted, leather or silk goods; fixing the time for election to be held on such an amendment, and making an appropriation to pay the expenses thereof.

SENATE BILL NO. 129 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage.

S. B. No. 129. A bill to be entitled "An Act to create the Eighty-seventh

Judicial District Court in the counties of Limestone and Freestone in the State of Texas, in addition to the Seventy-seventh District Court now existing in said counties; to provide for the terms and jurisdiction thereof in said counties and for grand juries in said counties; for the appointment of a district judge and a district attorney of said district court and providing for their duties, and for the duties of county attorneys in said counties with respect to said court; for the transfer of cases from the docket of the court so created to the docket of the Seventy-seventh District Court and from the docket of the Seventy-seventh District Court to the court hereby created in said counties so as to provide for the clerk of said court in said counties and for the filing of causes and the preparation of dockets, and for the prosecution of criminal causes in said court in said counties by the district attorney to be appointed for said Eighty-seventh District Court, and in his absence by the county attorney of the respective counties, and likewise for the prosecution of causes in the Seventy-seventh District Court by the district attorney of the Eighty-seventh District Court, and in his absence by the county attorneys of the respective counties, making process now issued valid and binding to said new court with other provisions, and declaring an emergency."

The bill was read third time.

Mr. Wallace offered the following amendment to the bill:

Amend Senate bill No. 129, page 4, line 27, of the printed Senate bill by striking out the period at the end of said line 27, at end of section eight, and inserting in lieu thereof a semicolon, and by adding after said semicolon the following: "provided that the office of district attorney of said Eighty-seventh Judicial District shall be abolished on and after January 1, 1925, and that the duties enjoined by law upon district attorneys shall hereafter be performed in said district by the county attorneys of the respective counties in said district, and that such county attorneys shall receive for such services the same compensation and fees of office as are or may be provided by law for district attorneys in districts composed of one county."

The amendment was adopted.

(Mr. Rountree in the chair.)

Mr. Wallace offered the following amendment to the bill:

Amend the caption to Senate bill No. 129, page 1, line 25, of the printed Senate bill, by adding after the semicolon at the end of said line, the following: "and providing that the office of district attorney of said Eighty-seventh Judicial District shall be abolished on and after January 1, 1925, and the duties enjoined by law upon district attorneys shall thereafter be performed by the county attorneys of the respective counties in said district, and that such county attorneys shall receive for such service the same compensation and fees of office as are or may be provided by law for district attorneys in districts composed of one county."

The amendment was adopted.

Senate bill No. 129 was then passed by the following vote:

Yeas—102.

Abney.	Howeth.
Arnold.	Hughes.
Atkinson.	Hull.
Avis.	Irwin.
Baker of Milam.	Jacks.
Baker of Orange.	Jennings.
Baldwin.	Kemble.
Barker.	Laird.
Barrett.	Lamb.
Bell.	Loflin.
Bird.	Looney.
Blount.	McBride.
Bonham.	McDaniel.
Brady.	McDonald.
Bryant.	McNatt.
Burmeister.	Martin.
Carson.	Mathes.
Carter of Hays.	Maxwell.
Chitwood.	Merriman.
Coffee.	Merritt.
Collins.	Miller.
Covey.	Moore.
Cowen.	Morgan
Culp.	of Liberty.
Davis.	Morgan
DeBerry.	of Robertson.
Dodd.	Pate.
Driggers.	Patman.
Duffey.	Patterson.
Dunn.	Perdue.
Durham.	Pinkston.
Finlay.	Pope.
Frnka.	Potter.
Gipson.	Price.
Greer.	Purl.
Harrington.	Quinn.
Harris.	Rice.
Henderson	Robinson.
of Marion.	Rogers.
Henderson	Rowland.
of McLennan.	Russell
Hendricks.	of Callahan.
Houston.	Russell of Trinity.

Sackett.	Storey.
Sanford.	Sweet.
Satterwhite.	Thrasher.
Shearer.	Turner.
Shires.	Vaughan.
Simpson.	Wallace.
Smith.	Wells.
Sparkman.	Wessels.
Stevens.	Wilmons.
Stewart of Jasper.	Winfree.
Stewart of Reeves.	Young.

Nays—2.

Cable. Westbrook.

Present—Not Voting.

Amsler. Carter of Coke.

Absent.

Beasley.	Jones.
Bobbitt.	Lackey.
Carpenter	Lane.
of Dallas.	LeMaster.
Carpenter	Lewis.
of Matagorda.	Lusk.
Crawford.	McFarlane.
Davenport.	Montgomery.
Downs.	Pool.
Dunlap.	Quaid.
Edwards.	Rountree.
Faubion.	Stewart
Fields.	of Edwards.
Fugler.	Strickland.
Hardin of Erath.	Stroder.
Hardin	Williamson.
of Kaufman.	Wilson.
Johnson.	

Absent—Excused.

Dielmann.	Melson.
Dinkle.	Stell.
Green.	Stiernberg.
LeSturgeon.	Teer.
McKean.	Thompson.

HOUSE BILL NO. 305 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 305, A bill to be entitled "An Act providing for uniformity in ad valorem taxes for State purposes; creating a State Tax Board; amending Articles 7407, 7408, 7409, 7411, 7414, 7418 and 7423, Revised Civil Statutes; and adding to Chapter 4, Title 126, two new articles to be numbered Articles 7411a and 7411b, so as to effectuate the purpose of this act, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Satterwhite pending.

(Speaker in the chair.)

Mr. Satterwhite offered the following amendment to the pending amendment:

Amend the amendment by striking out the words "at the reasonable cash value," as they appear in Article 7411, and insert in lieu thereof the following words: "in proportion to its value."

Question—Shall the amendment to the amendment be adopted?

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

S. B. No. 32, "An Act creating two additional district courts for Dallas county, defining their jurisdiction, adjusting the business of the existing courts to the business thereof, prescribing the duties of the district clerk with respect thereto, repealing all laws and parts of law in conflict therewith, and declaring an emergency."

S. B. No. 64, "An Act to amend Article 7106 of the Revised Civil Statutes of Texas of 1911, which relates to recovery and defendant's replevy bond in sequestration, by providing that the value proven shall be either that of the time of the execution of the replevy bond or that of the time of the trial, as the plaintiff may elect; and to amend Article 7111 of the Revised Civil Statutes of Texas of 1911, relating to recovery on plaintiff's replevy bond in sequestration by providing that the value proven shall be either that of the time of the execution of the replevy bond or that of the time of the trial, as the defendant may elect."

S. B. No. 65, "An Act reviving the Bill of Discovery in accordance with the usages of courts of equity; making such remedy cumulative, and declaring an emergency."

ADJOURNMENT.

Mr. Simpson moved that the House adjourn until 10 o'clock a. m. next Monday.

Mr. Gipson moved that the House adjourn until 2 o'clock p. m. next Monday.

The motion of Mr. Simpson prevailed, and the House, accordingly at 11:30 o'clock a. m., adjourned until 10 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills as follows:

Criminal Jurisprudence—House bills Nos. 160, 154, 336, 2.

Banks and Banking—House bills Nos. 200, 206, 52.

Liquor Traffic—House bill No. 340.

Game and Fisheries—House bills Nos. 353, 379.

Penitentiaries—House bill No. 386; Senate bill No. 241.

Appropriations—House bills Nos. 1, 366, 378.

Agriculture—House bills Nos. 323, 242, 300, 324, 364, 365.

Judiciary—House bills Nos. 267, 344, 368, 367, 390, 383, 339.

Privileges, Suffrage and Elections—House bill No. 347.

School Districts—House bills Nos. 350, 337, 276, 380, 341.

Public Health—House bills Nos. 272, 321.

Revenue and Taxation—House bill No. 393.

Counties—House bill No. 196.

Municipal and Private Corporations—House bills Nos. 381, 108, 55.

The following committees have filed unfavorable reports on bills as follows:

Agriculture—House bill No. 202.

Judiciary—House bills Nos. 396, 358, 387.

Public Health—House bill No. 223.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, January 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 103, A bill to be entitled "An Act in the interest of maternity and infancy welfare and hygiene; accepting the provisions of an act of the United States Congress approved No-

vember 23, 1921, entitled 'An Act for the promotion of the welfare and hygiene of maternity and infancy and for other purposes,' commonly known as the Sheppard-Towner Act; providing that the work shall be carried on through the State Board of Health through its bureau of child hygiene,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 132, A bill to be entitled "An Act to amend Article 465 of the Code of Criminal Procedure of the State of Texas, and to further define the mode of prosecuting the offense of perjury in certain cases,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 31, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 379, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the county of Brewster, State of Texas, for a period of five years from and after the passage of this act, and providing a penalty therefor, and declaring an emergency,"

And find the same correctly engrossed
PRICE, Vice-Chairman.

Committee Room,

Austin, Texas, January 30, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 169, A bill to be entitled "An Act amending Section 3 of an Act passed at the Regular Session of the Thirty-sixth Legislature of the State of Texas, entitled 'An Act to provide for the purchase and distribution by the State of free textbooks to the public school children of the State of Texas,'

etc., being Senate bill No. 118, Chapter 29, of said Regular Session Laws, repealing all laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.

PRICE, Vice-Chairman.

TWENTY-FIRST DAY.

(Monday, February 5, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Green.
Amsler.	Greer.
Arnold.	Hardin of Erath.
Atkinson.	Hardin
Avis.	of Kaufman.
Baker of Orange.	Harrington.
Baldwin.	Harris.
Barker.	Henderson
Barrett.	of Marion.
Beasley.	Henderson
Bell.	of McLennan.
Bird.	Hendricks.
Blount.	Howeth.
Bonham.	Irwin.
Brady.	Jacks.
Bryant.	Jennings.
Burmeister.	Jones.
Cable.	Kemble.
Carpenter	Lackey.
of Dallas.	Lamb.
Carpenter	Lane.
of Matagorda.	LeMaster.
Carson.	LeSturgeon.
Carter of Coke.	Lewis.
Chitwood.	Loftin.
Coffee.	Looney.
Collins.	McBride.
Covey.	McDaniel.
Cowen.	McDonald.
Crawford.	McFarlane.
Culp.	McNatt.
Davenport.	Martin.
Davis.	Mathes.
DeBerry.	Maxwell.
Dielmann.	Merriman.
Dodd.	Merritt.
Downs.	Montgomery.
Driggers.	Moore.
Duffey.	Morgan
Dunlap.	of Liberty.
Dunn.	Morgan
Durham.	of Robertson.
Edwards.	Pate.
Faubion.	Patman.
Fields.	Patterson.
Finlay.	Perdue.
Fugler.	Pinkston.
Gipson.	Pool.

Pope.	Stewart
Potter.	of Edwards.
Price.	Stewart of Jasper.
Quaid.	Stewart of Reeves.
Quinn.	Storey.
Rice.	Sweet.
Robinson.	Teer.
Rogers.	Thompson.
Rountree.	Thrasher.
Russell	Vaughan.
of Callahan.	Wallace.
Sackett.	Wells.
Sanford.	Westbrook.
Satterwhite.	Wessels.
Shearer.	Williamson.
Shires.	Wilmans.
Simpson.	Wilson.
Sparkman.	Winfree.
Stevens.	Young.

Absent.

Carter of Hays.	Melson.
Frnka.	Miller.
Lusk.	Strickland.

Absent—Excused.

Baker of Milam.	Purl.
Bobbitt.	Russell of Trinity.
Dinkle.	Rowland.
Houston.	Smith.
Hughes.	Stell.
Hull.	Stiernberg.
Johnson.	Stroder.
Laird.	Turner.
McKean.	

A quorum was announced present.
Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Houston, for today, on motion of Mr. LeSturgeon.

Mr. Stell, for today, on motion of Mr. Wessels.

Mr. Russell of Trinity, for today and tomorrow, on motion of Mr. Lamb.

Mr. Bobbitt, for today, on motion of Mr. Rogers.

Mr. Hull, for today, on motion of Mr. Jacks.

Mr. Turner, for today, on motion of Mr. Winfree.

Mr. Baker of Milam, for today, on motion of Mr. Jacks.

Mr. Dinkle, for today, on motion of Mr. Beasley.

Mr. Hughes, for today, on motion of Mr. Henderson of McLennan.

Mr. Hardin of Erath, for today and tomorrow, on motion of Mr. Faubion.